UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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CASE NO.: 23-10047-cgm

IN RE:

CHAPTER: 13

Charles Davidson,

Debtors HON. CHIEF JUDGE: Cecelia G. Morris

HEARING DATE: May 11, 2023 @ 9:00 AM

ORDER PURSUANT TO 11 U.S.C. §§ 362(d) MODIFYING THE AUTOMATIC STAY IMPOSED BY 11 U.S.C. §§ 362(a)

Upon the motion, dated March 31, 2023 (the "Motion"), of SN Servicing Corporation as servicer for U.S. Bank Trust National Association, as Trustee of the Chalet Series IV Trust(with any subsequent successor or assign, the "Movant"), for an order, pursuant to section 362(d) of title 11 of the United States Code (the "Bankruptcy Code"), vacating the automatic stay imposed in this case by section 362(a) of the Bankruptcy Code as to the Movant's interests in 118 West 117th Street, New York, NY 10026 (the "Property") to allow the Movant's enforcement of its rights in, and remedies in and to, the Property; and due and proper notice of the Motion having been made on all necessary parties; and the Court having held a hearing on the Motion on May 11, 2023; and there being no opposition to the requested relief; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing, it is hereby

ORDERED that the Motion is granted as provided herein; and it is further

ORDERED that the automatic stay imposed in this case by section 362(a) of the Bankruptcy Code is vacated under sections 362(d)(1) of the Bankruptcy Code as to the Movant's 23-10047-cgm Doc 19 Filed 05/22/23 Entered 05/22/23 16:47:36 Main Document Pg 2 of 2

interest in the Property to allow the Movant's enforcement of its rights in, and remedies in and to,

the Property; and it is further

ORDERED that upon the entry of this Order, the Chapter 13 Trustee shall discontinue

making payments on Movant's Proof of Claim, Claim No. 2-1; and it is further

ORDERED that the Movant is granted reasonable attorney fees in the amount of \$950.00

and costs in the amount of \$188.00 as provided in the loan documents; and it is further

ORDERED that in the event this case is converted to a case under any other chapter of the

U.S. Bankruptcy Code, this Order will remain in full force and effect; and it is further

ORDERED that the Movant shall promptly report to the Chapter 13 trustee any surplus

monies realized by any sale of the Property; and it is further

ORDERED that unless specifically provided in loan documents signed by the debtor, the

Movant may not collect fees, expenses or other charges associated with a current or subsequent

mortgage servicer.

Dated: May 22, 2023 Poughkeepsie, New York



/s/ Cecelia G. Morris

Hon. Cecelia G. Morris U.S. Bankruptcy Judge